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Attorneys for Defendants
PRINCIPAL LIFE INSURANCE CO. AND
TARGET CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DON BORG,

Plaintiff,

v.

PRINCIPAL LIFE INSURANCE CO.,
TARGET CORPORATION, and DOES 1
through 20, inclusive,

Defendants.

Case No. C-07-03149-JW

[Hon. James Ware]

**JOINT RULE 26(f) DISCOVERY
PLAN**

Plaintiff Don Borg ("Plaintiff") and Defendants Target Corporation ("Target") and Principal Life Insurance Company ("Principal Life") submit this discovery plan in accordance with Federal Rule of Civil Procedure 26.

The Parties have met and conferred pursuant to Rule 26(f) of the Federal Rules of Civil Procedure, and had agreed that no discovery is necessary under the current circumstances of this litigation. (*See* Joint Case Management Statement, ¶ 8, filed April 4, 2008, Docket Entry 36.) Plaintiff now asserts, however, that he wishes to take discovery as to his fraud allegations.

Defendants plan to file a dispositive motion in response to Plaintiff's Amended Complaint. (Amended Complaint, filed March 28, 2008, Docket Entry 35.) Defendants also plan

1 to file other pre-trial motions as necessary. Defendants maintain that no discovery is necessary at
2 this time.

3 Should this Court deny Defendants' motions, the parties reserve the right to take
4 discovery as needed.

5 Dated: April 7, 2008

STANLEY G. HILTON

7 By: /s/ Stanley G. Hilton [e-filing signature]
Stanley G. Hilton

9 Attorney for Plaintiff
DONALD BORG

11 Dated: April 7, 2008

ANGELA L. PADILLA
EVA K. SCHUELLER
MORRISON & FOERSTER LLP

14 By: /s/ Angela L. Padilla [e-filing signature]
Angela L. Padilla

16 Attorneys for Defendants
TARGET CORPORATION AND
PRINCIPAL LIFE INSURANCE CO.

18 I, Angela L. Padilla, am the ECF User whose ID and password are being used to file this
19 Stipulation. In compliance with General Order 45, X.B., I hereby attest that Stanley G.
20 Hilton has concurred in this filing.

22 By: /s/ Angela L. Padilla [e-filing signature]
Angela L. Padilla